

(B) includes a small part, as defined by the Commission.

**(2) Label**

The cautionary statement required by paragraph (1) for a toy or game shall be as follows:



**WARNING:**

**CHOKING HAZARD—Small parts.  
Not for children under 3 yrs.**

**(b) Balloons, small balls, and marbles**

**(1) Requirement**

In the case of any latex balloon, any ball with a diameter of 1.75 inches or less intended for children 3 years of age or older, any marble intended for children 3 years of age or older, or any toy or game which contains such a balloon, ball, or marble, which is manufactured for sale, offered for sale, or distributed in commerce in the United States—

(A) the packaging of such balloon, ball, marble, toy, or game,

(B) any descriptive material which accompanies such balloon, ball, marble, toy, or game, and

(C) in the case of bulk sales of any such product when unpackaged, any bin, container for retail display, or vending machine from which such unpackaged balloon, ball, marble, toy, or game is dispensed,

shall bear or contain the cautionary statement described in paragraph (2).

**(2) Label**

The cautionary statement required under paragraph (1) for a balloon, ball, marble, toy, or game shall be as follows:

**(A) Balloons**

In the case of balloons, or toys or games that contain latex balloons, the following cautionary statement applies:



**WARNING:**

**CHOKING HAZARD—Children under 8 yrs. can choke or suffocate on uninflated or broken balloons. Adult supervision required.**

**Keep uninflated balloons from children.  
Discard broken balloons at once.**

**(B) Balls**

In the case of balls, the following cautionary statement applies:



**WARNING:**

**CHOKING HAZARD—This toy is a small ball.  
Not for children under 3 yrs.**

**(C) Marbles**

In the case of marbles, the following cautionary statement applies:



**WARNING:**

**CHOKING HAZARD—This toy is a marble.  
Not for children under 3 yrs.**

**(D) Toys and games**

In the case of toys or games containing balls, the following cautionary statement applies:



**WARNING:**

**CHOKING HAZARD—Toy contains a small ball.  
Not for children under 3 yrs.**

In the case of toys or games containing marbles, the following cautionary statement applies:



**WARNING:**

**CHOKING HAZARD—Toy contains a marble.  
Not for children under 3 yrs.**

**(c) General labeling requirements**

**(1) In general**

Except as provided in paragraphs (2) and (3), any cautionary statement required under subsection (a) or (b) of this section shall be—

(A) displayed in its entirety on the principal display panel of the product's package, and on any descriptive material which accompanies the product, and, in the case of bulk sales of such product when unpackaged, on the bin, container for retail display of the product, and any vending machine from which the unpackaged product is dispensed, and

(B) displayed in the English language in conspicuous and legible type in contrast by typography, layout, or color with other printed matter on such package, descriptive materials, bin, container, and vending machine, and in a manner consistent with part 1500 of title 16, Code of Federal Regulations (or successor regulations thereto).

**(2) Exception for products manufactured outside United States**

In the case of a product manufactured outside the United States and directly shipped from the manufacturer to the consumer by United States mail or other delivery service, the accompanying material inside the package of the product may fail to bear the required statement if other accompanying material shipped with the product bears such statement.